



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION II
26 FEDERAL PLAZA
NEW YORK, NEW YORK 10278

APR 24 1984

Mr. A.M. Livingston
Tifa, Limited
Tifa Square
Millington, New Jersey 07946

CERTIFIED MAIL: RETURN RECEIPT REQUESTED

Re: Asbestos Dump Hazardous Waste Site, Millington, New Jersey

Dear Mr. Livingston:

The United States Environmental Protection Agency (EPA) has expended public funds to investigate the release and/or threatened release of hazardous substances at the above-referenced site. EPA intends to spend additional public funds on any investigative and corrective measures necessary to control such release and/or threatened release. Unless EPA determines that a responsible party will properly perform such actions, EPA intends to do so pursuant to applicable provisions of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (CERCLA), 42 U.S.C. §9601 et seq.

Under section 107(a) of CERCLA and other laws, responsible parties may be liable for any costs incurred by the government in taking corrective actions at the site. Such costs may include but need not be limited to, expenditures for investigation, planning, cleanup of the site and enforcement. By this letter, EPA notifies you of your potential liability with regard to this matter and encourages you, as a potentially responsible party, to undertake voluntary cleanup activities.

Responsible parties under CERCLA include current and past owners or operators and persons who generated the hazardous substances or were involved in the transport, treatment, or disposal of them. Based on State records EPA believes that you may be a responsible party since it has been determined that your company presently owns the facility.

ASB 002 0313

Upon request, the Agency will discuss this information with you and will provide additional information on the nature and extent of the release and/or threatened release. Instructions on how to contact EPA's representative are set forth below. We urge you to contact the EPA representative as soon as possible.

You are hereby notified that EPA is planning to conduct the following studies at the site:

1. A remedial investigation to identify the nature and extent of the release and/or threatened release. The goals of this investigation may include:
 - a) identification of local hydrogeological characteristics to evaluate groundwater quality and movement in the vicinity of the site;
 - b) determination of the extent of soil, air and surface water contamination at the site.
2. Feasibility studies to evaluate possible remedial actions to remove or contain hazardous substances at the site.

A remedial investigation/feasibility study work plan, which includes a detailed scope of work for the proposed studies, is available for your review upon request. In addition to the above studies, corrective measures may be necessary to protect public health, welfare or the environment. These corrective measures may include, but need not be limited to:

1. Implementation of initial remedial measures, e.g., securing the site to prevent contact with any hazardous or toxic substances, and/or removal of contaminated material from the surface;
2. Design and implementation of the EPA approved remedial option for addressing any groundwater, surface water, soil and air contamination;
3. Any monitoring and maintenance necessary after remedial measures have been completed.

Within fourteen (14) calendar days of your receipt of this letter, you should notify EPA in writing of the nature and extent of the above-mentioned studies and corrective measures you may be willing to undertake. Otherwise, EPA will assume that you decline to voluntarily undertake any such studies or corrective measures, and the Agency may proceed with them as it deems necessary. Your written response should identify - by name, address and telephone number - your representative for further contact with you regarding this matter. If you already are involved in discussions with State or local authorities, voluntary cleanup action, or lawsuits regarding this site, you are encouraged to continue any such activity and to report its status in your response. Please provide a copy of your response letter to any other governmental entities involved in such discussions or activities.

Your letter of response should be sent to:

Mr. Robert McKnight
Hazardous Waste Site Branch
Office of Emergency and Remedial Response
U.S. Environmental Protection Agency
26 Federal Plaza
New York, New York 10278

If you need further information, you can reach Mr. McKnight by telephone at (212) 264-0106.

Sincerely yours,


for William J. Librizzo, Director
Office of Emergency and Remedial Response

cc: Tony Farro, NJDEP
George King, NJDEP